

MISC.CIVIL APPLICATION NO. 244 OF 1991.

Date of decision: 6.12.1995.

For approval and signature

The Honourable Mr. Justice S. M. Soni

and

The Honourable Mr. Justice R. R. Jain

Mr. R.D. Raval, advocate for the petitioner.

Mr. P.S. Champenari, A.G.P. for respondent.

1. Whether Reporters of Local Papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether their Lordships wish to see the fair copy of judgment?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

Coram: S.M. Soni & R.R.Jain, JJ.

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December 6, 1995.

Oral judgment (Per Soni, J.)

In the course of argument, Mr. Raval, learned advocate for the petitioner, states before the Court that in view of the judgment of the Supreme Court in the case of the Alahar Co-operative Credit Service Society v. Sham Lal, reported in 1995 (2) GLH, 550, he does not press this application with an added ground that the main petition

challenging the award is still pending before this Court. As the learned advocate for the petitioner does not press this application and in our opinion the application is not maintainable in view of the judgment of the Supreme Court in the Alahar Co-operative Credit Service Society's case (supra), the request of the learned advocate for the petitioner to permit him to withdraw the petition is granted. Petition stands disposed of as withdrawn. Rule discharged. No order as to costs.